

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

RUSSELL F. SHEEHAN, as he is ADMINISTRATOR,  
ELECTRICAL WORKERS' HEALTH AND  
WELFARE FUND, LOCAL 103, I.B.E.W.;  
ELECTRICAL WORKERS' PENSION FUND,  
LOCAL 103, I.B.E.W.; ELECTRICAL WORKERS'  
SUPPLEMENTARY HEALTH AND WELFARE  
FUND, LOCAL 103, I.B.E.W.; ELECTRICAL  
WORKERS' DEFERRED INCOME FUND,  
LOCAL 103, I.B.E.W.; ELECTRICAL WORKERS'  
JOINT APPRENTICESHIP AND TRAINING  
FUND, LOCAL 103, I.B.E.W.; ELECTRICAL  
WORKERS' EDUCATIONAL AND CULTURAL  
FUND; ANTHONY J. SALAMONE, as he is  
ADMINISTRATOR, NATIONAL ELECTRICAL  
BENEFIT FUND; and LOCAL 103, INTERNATIONAL  
BROTHERHOOD OF ELECTRICAL WORKERS,  
Plaintiffs

vs.

CHRIS MEALEY ELECTRICAL, INC.,  
Defendant

and

FIRST TRADE UNION BANK and FLEET BANK,  
Trustees

C.A. No. 04-12209 EFH

**PLAINTIFFS' MOTION FOR FINDING OF  
CIVIL CONTEMPT AND FOR FURTHER ACTION**

Plaintiffs, Russell F. Sheehan, as he is Administrator, et al ("Funds"), move this honorable Court for issuance of an order to show cause why defendant Chris Mealey Electrical, Inc. ("Mealey") should not be found in contempt of this Court's Order for Preliminary Injunction ("Order"), dated April 11, 2005, for its failure to permit a full and complete audit as ordered by this Court; why it should not pay conditional and compensatory fines as a result of his conduct;

and why its president should not be placed in custody or imprisoned pending his compliance with the Court's Order. The audit is necessary to determine the full extent of Mealey's liability to the Funds for unpaid contributions due under the terms of the collective bargaining agreement.

In support of their Motion, Plaintiffs submit herewith their Memorandum of Law In Support of Plaintiffs' Motion For Finding of Contempt and For Further Action, which they incorporate by reference in this Motion.

Respectfully submitted,

RUSSELL F. SHEEHAN, as he is  
ADMINISTRATOR, ELECTRICAL  
WORKERS' HEALTH AND WELFARE  
FUND, LOCAL 103, I.B.E.W., et al,

By their attorneys,

/s/ Gregory A. Geiman  
Anne R. Sills, Esquire  
BBO #546576  
Gregory A. Geiman, Esquire  
BBO #655207  
Segal, Roitman & Coleman  
11 Beacon Street  
Suite #500  
Boston, MA 02108  
(617) 742-0208

Dated: October 17, 2005

### **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Plaintiffs' Motion for Finding of Civil Contempt and for Further Action has been served by first class mail upon defendant Chris Mealey Electrical, Inc. at 90 Wilkins Road, Braintree, MA 02184 this 17<sup>th</sup> day of October, 2005.

/s/ Gregory A. Geiman  
Gregory A. Geiman, Esquire